

MEMORANDUM

U.S. Department
of Transportation
Federal Aviation
Administration

OCA FILE Leg

OCA 0936-89

Subject: Request for Comments on a Legislative
Matter - D'Amato Bill

Date: 3/10/89

From: Assistant Chief Counsel for Legislation, AGC-60

Reply to
Attn. of:

☒ Albert B. Randall
☐ Quentin L. Burgess
☐ Alan Martin

To: ACS-1

It appears that your office may have an interest in the subject matter of the enclosed material. We would appreciate receiving your comments and suggestions in sufficient detail to enable us to provide the required report on the proposal. It is essential that we receive your input no later than NOON 3/13. You may wish to use the space below and return this sheet if it can accommodate your comments. Thank you.

SPECIAL INSTRUCTIONS:

"OST would ^{like} comments in Q+A format."

Albert B. Randall
ALBERT B. RANDALL

Enclosure

RECEIVED

AFTER YOUR
DEADLINE ---

☒ No comment
☐ No objection
☐ Concur as drafted
☐ Comments attached
☐ Comments noted below

Commenting Office
Date
Name

N/O. CT
3-13
A. LE GALLO

101st CONGRESS
1ST SESSION

S. _____

IN THE SENATE OF THE UNITED STATES

Mr. D'AMATO introduced the following bill; which was read twice and referred
to the Committee on _____

A BILL

To make available certain information involving threats to the
safety of international commercial airline travel.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assem-*
3 *bled,*

4 SECTION 1. (a) Within the 60 day period following the
5 date of the enactment into law of this Act, the Secretary of
6 Transportation (hereinafter referred to as the "Secretary"),
7 shall establish, by regulation, a system for evaluating and
8 grading the credibility and severity of any threat to the
9 safety of international commercial airline travel.

10 (b) Regulations under subsection (a) shall require the
11 Secretary, with respect to information involving a threat to

1 the safety of international commercial airline travel, to
2 evaluate and grade the credibility and severity of such
3 threat. Upon determining that a credible threat exists, the
4 Secretary shall immediately inform the Secretary of State
5 and all affected air carriers *and airports.*

6 (c) The Secretary of State shall, within such 60 day
7 period, establish a 24 hour toll free consumer hotline to
8 inform the public of credible threats to the safety of inter-
9 national commercial airline travel. The information made
10 available to the public shall identify, with as much speci-
11 ficity as possible, the potentially affected flight and the
12 severity of the threat, graded under subsection (b). Infor-
13 mation with respect to the availability of such hotline and
14 its purpose, together with the telephone number thereof,
15 shall be printed on each ticket or ticket jacket, and promi-
16 nently displayed in appropriate locations at airports.

17 (d) Any air carrier receiving information and other
18 data pursuant to subsection (b) which affects a specific
19 flight or flights of that carrier shall take such action as may
20 be necessary to immediately notify the flight crew or
21 crews scheduled to operate such flight or flights.

22 SEC. 2. Within the 60-day period following the date of
23 the enactment into law of this Act, the Secretary of Trans-
24 portation shall issue such regulations as may be necessary
25 to require any commercial air carrier to cancel any interna-

*add
(e)
[protection for
flight crews who
refuse to fly
based on the
information conveyed]*

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1 tional flight if the Secretary determines that a serious and
2 credible threat exists as to such flight and that such cancel-
3 lation is in the public interest.

4 SEC. 3. As used in this Act, the term "air carrier"
5 shall have the same meaning as that provided for under
6 section 101(3) of the Federal Aviation Act of 1958 (49
7 U.S.C. 1301(3)).

8 SEC. 4. There are authorized to be appropriated such
9 sums as may be necessary to carry out this Act.